

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT
Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 14-862

Caption [use short title]

Motion for: an order compelling plaintiffs-appellants' compliance,
holding plaintiffs-appellants in contempt, and for security for costs

Midamines SPRL Ltd. and Hassan A. Abbas,
Plaintiffs-Appellants

v.

Set forth below precise, complete statement of relief sought:

KBC Bank NV
Defendant-Appellee,

(1) compel plaintiffs-appellants to comply with 7/16/2014 and 9/23/2014 orders
 requiring payment of KBC's costs and fees incurred as a result of the motion to
 disqualify (DKT #53) and motion to seal (DKT #66); (2) hold plaintiffs-appellants
 in contempt if their non-compliance persists; and (3) suspend, or if necessary
 dismiss, this appeal pending plaintiffs-appellants compliance with the above orders,
 or stay proceedings until plaintiffs-appellants post adequate security

MOVING PARTY: KBC Bank NV

☐ Plaintiff ☐ Defendant
☐ Appellant/Petitioner ☒ Appellee/Respondent

OPPOSING PARTY: Midamines SPRL Ltd. and Hassan A. Abbas

MOVING ATTORNEY: Richard A. Martin, Esq.

[name of attorney, with firm, address, phone number and e-mail]

OPPOSING ATTORNEY: Hassan A. Abbas

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Court-Judge/Agency appealed from: Hon. Richard J. Sullivan (S.D.N.Y. Case No.12-cv-8089)

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1):

☒ Yes ☐ No (explain): _____

Opposing counsel's position on motion:

☐ Unopposed ☒ Opposed ☐ Don't Know

Does opposing counsel intend to file a response:

☒ Yes ☐ No ☐ Don't Know

**FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND
 INJUNCTIONS PENDING APPEAL:**

Has request for relief been made below?

☐ Yes ☒ No

Has this relief been previously sought in this Court?

☐ Yes ☒ No

Requested return date and explanation of emergency: _____

Is oral argument on motion requested?

☐ Yes ☒ No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set?

☐ Yes ☒ No If yes, enter date: _____

Signature of Moving Attorney: [Signature]

Date: 11/12/14

Service by: ☒ CM/ECF ☐ Other [Attach proof of service]